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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/784,225	02/24/2004	Nicolas Neyret	Q79932	1584

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EXAMINER

ADDY, ANTHONY S

ART UNIT	PAPER NUMBER
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2617

DATE MAILED: 08/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief	Application No. 10/784,225	Applicant(s) NEYRET ET AL.	
	Examiner Anthony S. Addy	Art Unit 2617	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 04 August 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
- (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ They raise the issue of new matter (see NOTE below);
- (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

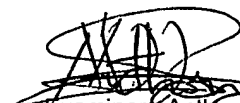
4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
- The status of the claim(s) is (or will be) as follows:
- Claim(s) allowed: _____.
- Claim(s) objected to: _____.
- Claim(s) rejected: _____.
- Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing of good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Attachment (Response to Arguments).
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). _____
13. ☒ Other: Interview Summary.


 Examiner: Anthony S. Addy
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ADVISORY ACTION

Response to Arguments

Applicant's arguments filed 04 August, 2006 have been fully considered but they are not persuasive.

With respect to applicant's argument that, "Amereller fails to disclose or suggest at least a method enabling a mobile user... to switch between said public land mobile network and said private network (see page 2, third paragraph and page 3, third paragraph of the response)," by arguing that Amereller does not disclose or suggest that its networks are of a different type since both BS2 and BS1 are shown as being attached to the Switching Device V and the Communication network KN; and as such, both FZ1 and FZ2 are necessarily part of the same overall network KN (page 3, first and second paragraphs of the response), examiner respectfully disagrees and maintains that Amereller meets the limitations as claimed. Examiner reiterates that Amereller teaches a method enabling a mobile user having a terminal at least able to connect to a public land mobile network (see p. 2 [0022] and Fig. 1; shows a mobile terminal (MEG) at least able to connect to a base stations BS1 & BS2 in radio cells FZ1 & FZ2 [i.e. the base station BS2 in radio cell FZ2 reads on a public land mobile network]) and another terminal at least able to connect to a wireless local area network which is of a different network type from the public land mobile network and forming a part of a private network (see p. 2 [0023-0024] and Fig. 1; shows a tabletop terminal (TEG) at least able to connect to a base station BS1 in radio cell FZ1 [i.e. the base station BS1 in radio cell FZ1 reads on a private network, since Amereller teaches base station BS1 is a home

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base station and base station BS1 may also be in the form of a Bluetooth standard]).

According to Amereller, the base stations BS1 & BS2 may belong to **different radio networks** and further teaches base station BS1 may be in the form of a Bluetooth standard which is a clearly different network type compared to the Digital Enhanced Cordless Telephony (DECT) standard base station BS2 belongs to (see p. 2 [0015 & 0024]).



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PRIMARY EXAMINER